

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

JACQLYN HOWLAND, et al.

Plaintiffs

v.

**THE CINCINNATI INSURANCE
COMPANY**

Defendant

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:
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CIVIL ACTION

NO. 22-2686

ORDER

AND NOW, this 20th day of November 2023, upon consideration of Defendant's *motion for summary judgment*, [ECF 10], Plaintiffs' response in opposition, [ECF 11], and Defendant's reply, [ECF 15], it is hereby **ORDERED**, for the reasons set forth in the accompanying Memorandum Opinion, that as to:

1. Count I of the complaint, the breach of contract claim, the motion is **DENIED**;
2. Count II of the complaint, the bad faith claim, the motion is **GRANTED**. Accordingly, judgment is entered in favor of Defendant and against Plaintiff on this claim; and
3. Count III of the complaint, the declaratory judgment claim, the motion is **DENIED**.¹

BY THE COURT:

/s/ Nitza I. Quiñones Alejandro

NITZA I. QUIÑONES ALEJANDRO

Judge, United States District Court

¹ By separate Order dated November 20, 2023, Plaintiffs' partial motion for summary judgment as to Count III was granted. Thus, the only claim remaining is the breach of contract claim, Count I of the complaint.